IN THE HIGH COURT OF UTTARANCAL AT NAINITAL

Writ Petition No. 145 of 2002 (S/B)

Padma Dutt, S/o Sri Govind Ballabh
R/o village Banava, tehsil Dhari
District Nainital. ..……..Petitioner

Versus

1. State of Uttaranchal through
   Secretary, Urban Development
   Dehradun.
2. The General Manager
   Kumaon Jal Sansthan
   Nainital.
3. Executive Engineer
   Kumaon Jal Sansthan
   District Nainital. ……..Respondents.

None present for the petitioner.

Hon'ble Prafulla C. Pant, J

None present for the petitioner. Shri Harendra Belwal, learned standing counsel present for the respondents.

2. By means of this petition, the petitioner who is working on daily wages as Beldar/Chowkidar, has sought his regularization in service with Jal Sansthan.

3. In view of the principle of law laid down in ***Secretary, State of Karnataka Vs. Uma Devi, reported in (2006) 4 Supreme Court Cases, Pg. 01,*** wherein it has been held that the workers on daily wages or the persons who get employed without undergoing regular selection process, should not be directed to be absorbed or regularised against the constitutional scheme of public employment, this Court is not inclined to issue direction to

regularize services of the petitioner, as such, the petition is liable to be dismissed.

4. The writ petition is dismissed. Interim order dated 22.03.2002, stands hereby vacated. (All pending applications also stand disposed of).

Dt. 04.12.2006 **(Prafulla C. Pant, J.)**

S